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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

8 United States of America,

9 Plaintiff,

10 v.

11 Howard James Sawyer,

12 Defendant.

No. CR 15-897-TUC-CKJ

ORDER

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14 The Court has received and reviewed the February 14, 2025, correspondence from
15 Defendant Howard James Sawyer ("Sawyer"). Attached to this correspondence is
16 correspondence Sawyer sent to the Assistant United States Attorney ("AUSA"). Sawyer
17 requests this Court to direct the AUSA to collect what Sawyer is owed from the Treasury
18 Offset Program ("TOP"). It appears Sawyer is implying an overpayment of restitution was
19 collected by the Treasury Offset Program. In the correspondence sent to the AUSA, Sawyer
20 requests the AUSA recover \$1581.80 from the TOP.

21 It appears Sawyer is asserting he is entitled to reimbursement of restitution payments
22 made or collected by the TOP. This would, in effect, result in a modification of the
23 restitution order made by the Court. Only the Court has the authority to modify, with
24 limitations, a restitution order. *See e.g. United States v. Hankins*, 858 F.3d 1273, 1277 (9th
25 Cir. 2017). Further, Sawyer has not pointed to any authority for this Court to direct the
26 AUSA and/or the TOP to reimburse restitution in these circumstances.

27 Accordingly, IT IS ORDERED:

28 1. The Clerk of Court shall docket the February 14, 2025, correspondence, with

1 its attachment.

2 2. Sawyer's request for this Court to direct the AUSA to collect what Sawyer is
3 owed from the Treasury Offset Program is DENIED.

4 3. The Clerk of Court shall mail a copy of this order to Sawyer at the following
5 address:

6 Howard James Sawyer # 08038-029
7 USP Florence ADMAX
8 P.O. Box 8500
9 Florence, CO 81226-8500

10 DATED this 24th day of March, 2025.

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12 Cindy K. Jorgenson
13 United States District Judge
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